

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/754,174

Applicant : Lilip Lau, William Hartigan, Anuja Patel

Filed: January 9, 2004

Art Unit : 3736
Examiner : Nikita R. Veniaminov

Title : DEVICE FOR TREATING HEART FAILURE

Docket No.: : PARCR 66327

Customer No. : 24201

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

The documents listed on the enclosed Forms PTO/SB/08A have come to the attention of Applicants and are submitted to the Office under 37 C.F.R. § 1.97(c) (3) and §1.98(d). A copy of each of the referenced articles and of each of the foreign references is enclosed. This Information Disclosure Statement is being submitted to correct the publication dates of all the U.S. Patent Documents by including the four-digit year, to include the name of the inventor(s) for each of the listed U.S. applications, and to submit additional art which has come to the attention of Applicants. It is respectfully requested that the Information Disclosure Statement references now be considered.

This application is a continuation of U.S. Serial No. 10/242,016 filed September 10, 2002 now U.S. Patent No. 6,723,041. The foregoing application is incorporated herein by reference. Priority is claimed to this application.

The petition fee set forth in 37 C.F.R. § 1.17(p) is enclosed. Please charge any deficiency in fees or credit any overpayment to our Deposit Account No. 06-2425. A duplicate of this paper is enclosed.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

Зу: _

Registration No. 30.664

JSN:jeb Enclosures

Howard Hughes Center 6060 Center Drive, Tenth Floor Los Angeles, CA 90045 Telephone: (310) 824-5555 Facsimile: (310) 824-9696 Customer No. 24201 892021 RADEMARY

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	Application Number	10/754,174
TRANSMITTAL	Filing Date	January 9, 2004
FORM	First Named Inventor	Lilip Lau
	Art Unit	3736
(to be used for all correspondence after initial filing)	Examiner Name	Nikita R. Veniaminov
Total Number of Pages in This Submission	Attorney Docket Number	PARCR 66327

			ENCLOS	URES (Check all	that appl	y)	
Fee Transmit	ttal Form		Drawing	s)		After Allowance Communication to TC	
Fee A	Fee Attached			Licensing-related Papers		Appeal Communication to Board of Appeals and Interferences	
Amendment	/ Reply		Petition			Appeal Communication to TC (Appeal Notice, Brief, Reply	
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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Signature JOHN S. NAGY Typed or printed name Date May 9, 2005

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for F	Y 200	15		First Named Invento	r Lilip I	.au		
		_		Examiner Name	Nikita	R Veniaminov		
Applicant claims small	entity status	See 37 CFF	R 1.27	Art Unit	3736	3736		
TOTAL AMOUNT OF F	AYMENT	(\$)	\$180.00	Attorney Docket No.	PARC	R 66327		
METHOD OF PAYMEN	T (check all	I that apply)						
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card information and author	rization on P	TO-2038.						
FEE CALCULATION								
1. BASIC FILING, SEAR								
	FILING I		SEAR	CH FEES	EXAMIN	ATION FEES Small Entity		
Application Type	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Fee (\$)	Fees Paid(\$)	
Utility	300	150	500	250	200	100		
Design	200	100	100	50	130	65		
Plant	200	100	300	150	160	80		
Reissue	300	150	500	250	600	300		
Provisional	200	100	0	0	0	0		

2. EXCESS CLAIM FEES

Fee Description Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Fee Paid (\$) Total Claims Fee (\$) - 20 or HP = _ × _ \$25.00 = \$0.00 HP = highest number of total claims paid for, if greater than 20. Fee (\$) Extra Fee Paid (\$) ___ × ____\$43.00 = ____\$0.00 4___ - 3 or HP = ___

HP = highest number of independent claims paid for, if greater than 3. 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listing under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S. C. 14(a)(1)(3) and 37 CFR 1.16(s).

Non-English specification, \$130 fee (no small entity discount)

Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$) Total Sheets - 100 = x \$125.00 = \$0.00

4. OTHER FEE(S)

Other (e.g., late filing surcharge): Supplemental Information Disclosure Statement

Fee Paid (\$) \$180.00

Small Entity

Fee (\$)

25

100

180 Multiple Dependent Claims

Fee Paid (\$)

Fee (\$)

50

200

360

Fee (\$)

SUBMITTED BY						
Signature	Joh	May	Registration No. (Attorney/Agent)	30,664	Telephone	(310) 824-5555
Name (Print/Type)	0	JOHN S.	NAGY		Date	May 9, 2005

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Substitute for form 1449A/PTO MAY 1 2 2005	Application Number	10/754,174
INFORMATION TO SOLECT OCHIE	Filing Date	January 9, 2004
CTATEMENT BY A BRITISHED	First Named Inventor	Lilip Lau
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	Art Unit	3736
(use as many sheets as necessary)	Examiner Name	Nikita R. Veniaminov
Sheet 1 of 10	Attorney Docket Number	PARCR 66327

		U.S	. PATENT DOCUMEN	VTS	
xaminer nitials*	Cite Number Docum	Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Wher Relevant assages or Relevan Figures Appear
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	3,464,322		09/02/1969	Pequignot	
	3,513,336		05/26/1970	Sausse	
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Examiner Cite Initials* No		Foreign Patent Docum	tent	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited	Pages, Columns, Lines	T ⁴	
	Office ³	Number ^a	Kind ³ (if know)		Document Document	Where Relevant Passages or Relevant Figures Appear		
		SU	1009457		04/07/1983	Kblik		
		PCT	WO 96/40356		12/19/1996	EP Technologies, Inc.		
		PCT	W0 00/18320		04/06/00	Univ. of Cincinnati		
		PCT	WO 01/21098		03/29/2001	Acom Cardiovascular		
		PCT	WO 01/67985	1	09/20/2001	Paracor Surgical		
		PCT	WO 01/85061		11/15/2001	Acom Cardio ascular		
		PCT	WO 01/91667		12/06/2001	Cardioclasp, Ind		
		PCT	WO 02/1/726		02/21/2002	Acom Cardiovascular		
		PCT	WO/0066995		06/29/2000	Corset Inc.		

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collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection stimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449A/PTO	Application Number	10/754,174			
INFORMATION DISCLOSURE	Filing Date	January 9, 2004			
STATEMENT BY APPLICANT	First Named Inventor	Lilip Lau			
TATEMENT BY APPLICANT	Art Unit	3736			
(use as many sheets as necessary)	Examiner Name	Nikita R. Veniaminov			
Sheet 3 of 10	Attorney Docket Number	PARCR 66327			

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Examiner Initials*	Cite No ¹	Number	nent Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		5,098,369		03/24/1992	Heilman et al.	
		5,106,388		04/21/1992	Isner et al.	/
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		5,131,905		07/21/1992	Grooters	1
		5,150,706		09/29/1992	Cox et al.	1
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		5,186,711	1	02/16/1993	Epstein	1
		5,190,546		03/02/1993	Jervis	1
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			(if known)				ocument	-	igures Appear
		5,405,300			11/1995	Tovey		/	
		5,429,584			04/1995	Chiu		(
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	Complete if Known					
Substitute for form 1449A/PTO	Application Number	10/754,174				
INFORMATION DISCLOSURE	Filing Date	January 9, 2004				
STATEMENT BY APPLICANT	First Named Inventor	Lilip Lau				
STATEMENT BY APPLICANT	Art Unit	3736				
(use as many sheets as necessary)	Examiner Name	Nikita R. Veniaminov				
Sheet 5 of 10	Attorney Docket Number	PARCR 66327				

-			11.0	PATENT DOCUME	NTC	
Examiner Initials*	Cite No	Number Docume	Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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Examiner Initials* Cite No! Off			Foreign Patent Document		Publication Date	Name of Patentee or applicant of Cited	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	
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Examiner Signature Date Considered

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	Complete if Known					
Substitute for form 1449A/PTO	Application Number	10/754,174				
INFORMATION DISCLOSURE	Fiting Date	January 9, 2004				
	First Named Inventor	Lilip Lau				
TATEMENT BY APPLICANT	Art Unit	3736				
(use as many sheets as necessary)	Examiner Name	Nikita R. Veniaminov				
Sheet 6 of 10	Attorney Docket Number	PARCR 66327				

		1	U.S.	PATENT DOCUMEN	TS	
Examiner Initials*	Cite No	Number	ment Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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Examiner Cite No C		te Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited	Pages, Columns, Lines Where Relevant Passages	76
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Substitute for form 1449A/PTO	Application Number	10/754,174					
INFORMATION DISCLOSURE	Filing Date	January 9, 2004					
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	First Named Inventor	Lilip Lau					
TATEMENT BY APPLICANT	Art Unit	3736					
(use as many sheets as necessary)	Examiner Name	Nikita R. Veniaminov					
Sheet 7 of 10	Attorney Docket Number	PARCR 66327					

		1		PATENT DOCUMEN		
Examiner Initials*	Cite No ¹	Number	Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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Substitute for form 1449A/PTO	Application Number	10/754,174	
INFORMATION DISCLOSURE	Filing Date	January 9, 2004	
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TATEMENT BY APPLICANT	Art Unit	3736	
(use as many sheets as necessary)	Examiner Name	Nikita R. Veniaminov	
Sheet 8 of 10	Attorney Docket Number	PARCR 66327	

		1		PATENT DOCUMEN		
Examiner Initials*	Cite No ¹	Number	Document Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages Columns, Lines, When Relevant Passages or Relevan Figures Appear
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Substitute for form 1449A/PTO	Application Number	10/754,174			
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(use as many sheets as necessary)	Examiner Name	Nikita R. Veniaminov			
Sheet 9 of 10	Attorney Docket Number	PARCR 66327			

				PATENT DOCUME		/
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Substitute for form 1449B/PTO	C	omplete if Known	
WEGDALL WYON DIGGL COVER	Application Number	10/754,174	
INFORMATION DISCLOSURE	Filing Date	January 9, 2004	
STATEMENT BY APPLICANT	First Named Inventor	Lilip Lau	
STATEMENT BY APPLICANT (use as many sheets as necessary)	Group Art Unit	3736	
	Examiner Name	Nikita R. Veniaminov	
Sheet 10 of 10	Attorney Docket Number	PARCR 66327	

	_	Attorney Docker Number 17 Mest 0002	
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		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No ¹ .	nclude name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of Me item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	Т
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